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12 *Counsel for Plaintiff and Counter-Defendant
13 LiveRamp, Inc.*

14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA

17 LIVERAMP, INC., a Delaware Corporation,) CASE NO.: 3:19-cv-02158-CRB

18 Plaintiff,) Judge: Honorable Charles R. Breyer

19 vs.)

20 KOCHAVA, INC., a Delaware Corporation,) **STIPULATED REQUEST FOR
21 Defendant.) DISMISSAL WITH PREJUDICE AND
22 _____) [PROPOSED] ORDER**

23 KOCHAVA, INC., a Delaware Corporation,)

24 Counterclaimant,)

25 vs.)

26 LIVERAMP, INC., a Delaware Corporation,)

27 Counter-Defendant.)

1 TO THIS HONORABLE COURT:

2 Pursuant to Fed. R. Civ. P. 41(a)(2), Plaintiff and Counter-Defendant LiveRamp, Inc.
3 (“LiveRamp”) and Defendant and Counterclaimant Kochava, Inc. (“Kochava”) (collectively, the
4 “Parties”) respectfully submit this stipulated request for dismissal with prejudice.

5 WHEREAS, Plaintiff LiveRamp, commenced the above-captioned action against Kochava
6 on April 22, 2019.

7 WHEREAS, through its April 22, 2019 Complaint, LiveRamp sought a declaration that:
8 (1) LiveRamp’s use and registration of the IDENTITYLINK and LIVERAMP IDENTITYLINK
9 marks do not infringe upon, dilute, or otherwise violate any valid right of Kochava under
10 applicable federal or state law; (2) that LiveRamp’s rights in the IDENTITYLINK and
11 LIVERAMP IDENTITYLINK marks are superior to any rights of Kochava to such marks; (3) and
12 enjoining Kochava from (a) directly or indirectly charging infringement, dilution, or other legal
13 violation, or instituting any action for infringement, dilution, or other violation of alleged rights of
14 Kochava in the term “identity link” or “IdentityLink” against LiveRamp or any of LiveRamp’s
15 agents, direct or indirect customers, or any person, by reason of the use or registration of
16 LiveRamp’s IDENTITYLINK and LIVERAMP IDENTITYLINK marks, and (b) using or
17 displaying the IDENTITYLINK and LIVERAMP IDENTITYLINK marks or any substantially
18 similar marks in a bad faith effort to confuse LiveRamp’s IDENTITYLINK customers and
19 prospective customers.

20 WHEREAS, Kochava filed Counterclaims against LiveRamp, with the operative Amended
21 Counterclaims filed on May 18, 2020.

22 WHEREAS, in the May 18, 2020 Amended Counterclaims, Kochava asserted claims
23 against LiveRamp for (1) Trademark Cancellation, (2) Declaratory Relief, (3) Federal Trademark
24 Infringement, (4) Federal Unfair Competition, (5) Common Law Trademark Infringement, and (6)
25 Violation of California Business & Professions Code Section 17200, et seq.

26 WHEREAS, each Party has fully, finally, and completely resolved their disputes
27 concerning the issues involved in the above-captioned matter and now desires to dismiss their
28 claims.

1 NOW THEREFORE, the Parties hereby STIPULATE and AGREE to a dismissal with
2 prejudice as follows: (a) LiveRamp's dismissal of all claims against Kochava with prejudice; (b)
3 Kochava's dismissal of all counterclaims against LiveRamp with prejudice; and (c) the Parties
4 shall bear their own attorneys' fees, expenses, experts fees, and costs incurred in connection with
5 this Action.

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Respectfully submitted,

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Dated: March 16, 2021

GORDON REES SCULLY MANSUKHANI, LLP

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By: /s/ Craig J. Mariam
Craig J. Mariam
Hazel Mae B. Pangan
Samuel B. Laughlin

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Attorneys for Defendant and Counterclaimant
KOCHAVA, INC.

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Dated: March 16, 2021

WILSON SONSINI GOODRICH & ROSATI, PC

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By: /s/ Shelby Pasarell Tsai
Tonia Ouellette Klausner
Shelby Pasarell Tsai

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Attorneys for Plaintiff and Counter-
Defendant LIVERAMP, INC.

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ATTESTATION

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/s/ Shelby Pasarell Tsai
Shelby Pasarell Tsai

1 **[PROPOSED] ORDER**
2

3 **PURSUANT TO STIPULATION, IT IS SO ORDERED** that this action be dismissed
4 with prejudice. Parties to bear their own costs.

5 Dated: March 16, 2021

6 
7 The Honorable Charles R. Breyer
8 UNITED STATES DISTRICT JUDGE

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